

JOURNAL OF THE SENATE

Monday, May 8, 1967

The Senate was called to order by the President Pro Tempore at 11:00 a. m. The following Senators were recorded present:

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

47. A quorum present.

Excused: Senator Knopke.

Prayer by the Senate Chaplain, Reverend T. Newton Wise:

Eternal God, our heavenly father, thou who art so high above us that we could never reach thee by ourselves, yet who art so close to us that we could never escape thee, lift us we pray from a heart of forgetfulness and ingratitude to thankful hearts. Lift us we pray from selfishness to lives of service. Let our imaginations recall for us those Godly hours which we have felt in the past. Lift us, O God, from doubt to faith that we may once again believe in thee, our fellowmen, and ourselves. Lift us we pray from fear to courage, where we will stand with stout hearts today for the right, regardless of the consequences. For we pray in the name of God. Amen.

The pledge of allegiance to the flag of the United States of America pursuant to Senate Rule 7.2:

I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

The reading of the Journal was dispensed with.

The Journal of May 5 was corrected and approved as follows:

Page 268, counting from the bottom of column 1, between lines 23 and 24 insert the following: The Committee on Transportation and Safety recommends the following pass: SB 736

The Journal of May 4 was further corrected and approved as follows:

Page 261, column 1, line 34, strike "849" and insert 894

Page 263, counting from the bottom of column 1, line 5, strike "60" and insert 601

REPORTS OF COMMITTEES

The Committee on Judiciary "A" recommends a Committee Substitute for the following:

SB 378 with 1 amendment

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Anti-Crime recommends the following pass:

SB 84 with 1 amendment

The Committee on Water Conservation, Salt Water and Natural Resources recommends the following pass:

SB 651 with 2 amendments HB 290

The Committee on Insurance recommends the following pass:

SB 758

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Retirement and Claims recommends the following not pass:

SB 409

The bill was laid on the table.

The Committee on Retirement and Claims recommends the following pass:

SB 410 SB 198 SB 368

The Committee on Water Conservation, Salt Water and Natural Resources recommends the following pass:

SB 429

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Anti-Crime recommends the following pass:

SB 270 with 1 amendment

The bill was referred to the Committee on Appropriations.

The Committee on Retirement and Claims recommends the following pass:

SB 163

The bill was referred to the Committee on Education—Higher Learning under the original reference.

The Committee on Anti-Crime recommends the following pass:

SB 628

The bill was referred to the Committee on Judiciary "B" under the original reference.

INTRODUCTION

By Senator Henderson—

SB 819—A bill to be entitled An act authorizing and permitting the game and fresh water fish commission to exchange certain lands in Charlotte county owned by the commission in the Cecil M. Webb wildlife management area for other lands in the Cecil M. Webb wildlife management area held in private ownership, where for the best interests of the state, and where independent appraisals show the value of the lands to be exchanged to be substantially equal.

Was read the first time by title and referred to the Committee on Game and Fish.

By Senators Chiles, Griffin and Boyd—

SB 820—A bill to be entitled An act imposing a sur tax in addition to documentary stamp taxes now imposed in connection with deeds and conveyances; specifying exemptions; providing means of financing the programs established and to be established by the outdoor and recreation conservation act of 1963, in lieu of financing the same out of the proceeds from the tax now imposed by the wholesale fishing and other equipment revenue act; appropriating funds; repealing chapters 212.50 through 212.58, both inclusive, Florida Statutes, 1965; providing an effective date of January 1, 1968.

Was read the first time by title and referred to the Committees on Rules and Calendar; and Finance and Taxation.

By Senator Deeb—

SB 821—A bill to be entitled An act to provide for the humane procurement and care of animals used for scientific purposes; providing for the commissioner of agriculture to issue directives to effectuate the provisions of this act; providing procedures for investigation by the Florida Department of Agriculture; providing for an effective date.

Was read the first time by title and referred to the Committee on Agriculture and Livestock.

By Senator Deeb—

SB 822—A bill to be entitled An act to regulate the transportation, sale, and handling of dogs and cats intended to be used for experimental and research purposes; providing for the licensing of laboratories and dealers by the commissioner of agriculture; providing for the promulgation of rules and regulations by the commissioner of agriculture; providing for a penalty; providing for an effective date.

Was read the first time by title and referred to the Committees on Agriculture and Livestock; and Judiciary "B".

By Senators Gunter and Hollahan—

SB 823—A bill to be entitled An act relating to the fitting and selling of hearing aids; providing qualifications for persons selling hearing aids, and for persons fitting hearing aids; placing regulation of such persons under the state board of health; providing for registration fees; providing for disposition of such fees; providing grounds for refusal to issue certificate of registration, procedures for revocation and suspension thereof; exempting certain persons from provisions of this act; providing penalties; providing a severability clause; and providing an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "B".

By Senators Hollahan and Weissenborn—

SB 824—A bill to be entitled An act relating to board of commissioners of state institutions; amending section 965.03, Florida Statutes, by altering the qualifications of the director of the division of mental retardation; providing a grandfather clause; providing for an effective date.

Was read the first time by title and referred to the Committee on Mental Health, Retardation and State Institutions.

By Senator Gunter—

SB 825—A bill to be entitled An act relating to public fairs and exhibits, operation of games; repealing paragraph (k) of subsection (1) of section 616.091, Florida Statutes; amending paragraph (1) of subsection (1) of section 616.091, Florida Statutes; and amending subsection (6) of section 616.15, Florida Statutes; to provide for regulation of games by the local law enforcement officials.

Was read the first time by title and referred to the Committees on Rules and Calendar; and Agriculture and Livestock.

By Senators Stone, Poston, Hollahan and Spencer—

SB 826—A bill to be entitled An act relating to canals, drainage ditches, watercourses or drainage works constructed or maintained by any county; providing for a presumption of dedication to the public after four (4) years maintenance; providing for the filing of map with the clerk of the circuit court as prima facie evidence; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Edwards—

SB 827—A bill to be entitled An act relating to the compensation of the county superintendent of public instruction in and for Marion county; providing the said compensation annually as may be fixed by the board of public instruction of Marion county; providing a referendum; repealing all laws in conflict; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Deeb—

SB 828—A bill to be entitled An act to provide for the Florida State Bond Fund and its board, operation, powers and duties under and pursuant to section 12, Article VIII of the proposed constitution now known as the third draft of the Florida constitution revision commission; providing for issuance of bonds by the board after making certain findings; providing for loans by the board to governmental agencies of the state or of any county, city, town, village, district or other political subdivision or public body corporate or public agency; providing the board make certain findings before a governmental agency in the state may issue an evidence of indebtedness to a federal

agency; providing bonds issued by the board under prescribed conditions shall not require validation by any court; providing for the purchase of outstanding evidence of indebtedness of governmental agencies; providing for an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Edwards—

SB 829—A bill to be entitled An act to amend subsection (1) of section 10 of chapter 9687, Laws of Florida, 1923, as amended by chapter 27404, Laws of Florida, 1951, as amended by chapter 63-1117, Laws of Florida, by providing the additional requirement for the qualification of the mayor for the city of Belleview that he be a freeholder of lands situate within the city limits of the city of Belleview at the time of his election.

Evidence of notice and publication was established by the Senate as to SB 829.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Edwards—

SJR 830—A joint resolution proposing an amendment to article XII of the state constitution adding a section to be numbered by the secretary of state relating to the election or appointment of superintendent of public instruction in Marion county.

Was read the first time in full and referred to the Committee on Rules and Calendar.

By Senator Friday—

SB 831—A bill to be entitled An act amending the Florida gas transmission and distribution piping systems' safety code of 1959, chapter 368, Florida statutes, by eliminating its technical provisions and in lieu thereof authorizing the Florida public service commission to adopt rules and regulations pertaining to pipeline safety standards and to issue appropriate orders; amending sections 368.01, 368.03 and 368.05, Florida statutes; repealing section 368.02, Florida statutes, and substituting therefor a new section 368.02; and repealing sections 368.04 and 368.06 through 368.47, Florida statutes; redesignating said code as the gas safety law of 1967; extending its applicability to municipalities, cooperatives, gas districts, and other legal entities either owning or operating facilities supplying gas with the exception of liquefied petroleum gas; and providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Judiciary "B".

By Senator Sayler—

SB 832—A bill to be entitled An act relating to the insurance code; amending subsection (1) of section 624.0227, Florida Statutes, requiring certain applications made to life insurers to be witnessed by a licensed agent; and providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senators Plante and Gunter—

SB 833—A bill to be entitled An act relating to circuit courts and judicial circuits; amending section 26.01, Florida Statutes, relating to number of judicial circuits; amending sections 26.10, 26.30 and chapter 26, Florida Statutes, by adding sections 26.163 and 26.363, eliminating divisions and removing certain counties and circuit judges from the ninth judicial circuit and creating a new circuit for such counties and circuit judges, called the eighteenth judicial circuit; providing for the composition and terms of court, circuit judge's powers, tenure of office, compensation and residence requirements for both judicial circuits; providing a method for determining the number of circuit judges in the eighteenth judicial circuit; providing for appropriation; and providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Reorganization and Judiciary "B".

By Senators Fincher, Haverfield and Weissenborn—

SB 834—A bill to be entitled An act relating to urban renewal by counties and municipalities; declaring and determining legis-

lative necessity and intent; authorizing and providing for exercise of urban renewal powers after findings of necessity by counties and municipalities; providing for a referendum; and providing an effective date.

Was read the first time by title and referred to the Committees on Urban affairs and Local Government; and Judiciary "B".

By Senators Poston, Stone, Hollahan, Spencer, Haverfield and Weissenborn—

SJR 835—A joint resolution proposing an amendment to Section 10 of Article IX of the State Constitution permitting any county or city to incur indebtedness for industrial, agricultural or trade development under certain conditions.

Was read the first time in full and referred to the Committee on Rules and Calendar.

By Senators Plante and Gunter—

SB 836—A bill to be entitled An act relating to state attorneys and public defenders; providing for assistant state attorneys in the ninth and eighteenth judicial circuits, their residence requirements, compensation, powers and duties; providing for continuation of term of office of incumbent assistant state attorneys in certain counties and incumbent public defender in the ninth judicial circuit; providing compensation for such public defender; providing for appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Reorganization and Judiciary "B".

By Senator Horne—

SB 837—A bill to be entitled An act relating to circuit judges, effect of granting new trial; amending section 920.09, Florida Statutes, by deleting sentence against prosecuting defendant for a higher degree of same offense after he has been charged with an offense divided into degrees and convicted of a lesser offense; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Horne—

SB 838—A bill to be entitled An act relating to search warrants; amending section 933.11, Florida Statutes, to require officer serving warrant to deliver a duplicate copy to person named in warrant rather than a copy; providing effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Horne—

SB 839—A bill to be entitled An act relating to circuit courts, circuits, judges, etc.; amending section 26.011(1), Florida Statutes, to change the determination for appointing commissioners to determine population of judicial circuits from the legislature to the governor; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Reorganization; and Judiciary "B".

By Senator Horne—

SB 840—A bill to be entitled An act relating to limitation of prosecutions; amending section 932.05, Florida Statutes, to provide that the limitation on prosecution provided therein shall not apply to embezzlement by a fiduciary until after discovery of the offense; providing effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senators Horne and Weissenborn—

SB 841—A bill to be entitled An act relating to legal holidays; amending section 683.01, Florida Statutes, by adding subsection (3) to provide certain holidays fall on Monday; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Horne—

SB 842—A bill to be entitled An act relating to state attor-

ney, public defender; amending section 27.53(2), Florida Statutes, to permit the court to appoint a member of the bar for special assignments to represent insolvent defendants; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Horne—

SB 843—A bill to be entitled An act relating to criminal procedure; amending section 909.04, Florida Statutes, to provide that no preliminary hearing shall be granted a defendant in custody after confinement in jail for thirty (30) days following arrest if a preliminary hearing has already been held; providing effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Horne—

SB 844—A bill to be entitled An act relating to state retirement; clarifying the legislative intent concerning service credit; amending section 122.02, Florida Statutes, by adding subsection (4)(c); providing an effective date.

Was read the first time by title and referred to the Committee on Retirement and Claims.

By Senator Horne—

SB 845—A bill to be entitled An act relating to adoption of minor children; amending section 72.18, Florida Statutes, to permit, in a hearing on an adoption petition, the court to excuse from attendance on such hearing either or both petitioners and any such child twelve (12) years of age or over; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Horne—

SB 846—A bill to be entitled An act relating to jurors; making eligible and authorizing jurors summoned to serve in one (1) court to serve in any court within the county; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senators Ott and Horne—

SB 847—A bill to be entitled An act relating to the unauthorized presence upon the campus of a state university or junior college of any person committing an act likely to interfere with the peaceful conduct of the activities of such campus; making it a misdemeanor for such person to fail to leave such campus after being properly directed to do so and providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning; and Judiciary "A".

By Senator Chiles—

SB 848—A bill to be entitled An act relating to drivers' licenses; promoting public safety by setting certain restrictions on issuance of licenses to persons suffering from epileptic-type seizures or similar disorders; amending section 322.05, Florida Statutes, by adding new subsection (8) and amending section 322.221(1) (3), Florida Statutes, to provide for such restrictions; amending chapter 322, Florida Statutes, by adding section 322.222, to require persons having knowledge of such afflicted licensees to report such knowledge to the department of public safety; providing immunity; providing an effective date.

Was read the first time by title and referred to the Committee on Transportation and Safety.

By Senator Slade—

SB 849—A bill to be entitled An act relating to land surveyors; revising and amending sections 472.01 (2), 472.03, 472.04, 472.05, 472.07, 472.08 and 472.09, Florida Statutes, prescribing powers of the board of engineer examiners; providing for qualification and examination of applicants; providing for payment of fees; providing for reciprocal agreement; providing for certain exemptions; providing for annual renewal

of registration; requiring increase in fee; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senators Stockton and Weissenborn—

SB 850—A bill to be entitled An act relating to qualification and registration of electors, armed servicemen overseas; amending chapter 97, Florida Statutes, by adding section 97.063A to provide for notification of elections by the supervisor of elections; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senators Shevin and Fincher—

SB 851—A bill to be entitled An act regulating the sale of firearms; requiring licenses of retail sellers; requiring registration of all sales of firearms; requiring that a copy of such registration be sent to the sheriff of the county; regulating the sale of firearms to certain classes of individuals; repealing sections 790.05, 790.06, 790.17, 790.18, 790.25, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Anti-Crime and Judiciary "B".

By Senator Pope—

SCR 852—A concurrent resolution requesting the state superintendent of public instruction to establish a position for and employ a consultant in resource use education and to develop a plan for an in-service education program.

WHEREAS, Florida state law requires that conservation education be taught in all of Florida's schools, and

WHEREAS, conservation of our natural resources is vital to the continued growth and future of the economy of Florida and the welfare of the people, and

WHEREAS, the resources of the state are necessarily limited and pressures from our expanding population pose ever-increasing demands on our natural resources, and

WHEREAS, the young people now in our schools will have to manage the resources and cope with the conservation problems in the future, and

WHEREAS, resource use education and the conservation point of view should permeate the entire curriculum, and

WHEREAS, it is imperative that a consultant be employed to work with the growing number of teachers and others responsible for conservation education in what is fast becoming an urbanized state, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the state superintendent of public instruction be requested to establish a position within his department for a resource use education consultant who will plan and develop materials and coordinate in-service conservation education programs for school administrators, teachers and other groups having responsibilities for conservation education. Such in-service education programs should utilize natural resource materials dealing with basic principles and fundamentals concerning the wise use of forests, soils, water, wildlife and other natural resources. In preparing materials for teachers, the state department of education should utilize information and assistance available from public conservation agencies of the state.

Was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

On motion by Senator Pope, by two-thirds vote, SCR 852 was withdrawn from the Committee and placed on the Calendar.

Unanimous consent was granted Senator Pope to take up SCR 852 out of order.

On motions by Senator Pope, the rules were waived and SCR 852 was read the second time by title, unanimously adopted and certified to the House.

By Senators Spencer and Weissenborn—

SB 853—A bill to be entitled An act relating to witnesses' pay; amending section 90.14, Florida Statutes, to provide increased daily attendance and mileage compensation for witnesses in all courts; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Bell—

SB 854—A bill to be entitled An act relating to fictitious names; amending section 865.09(2),(3),(4) and (5), Florida Statutes, to limit period of registration, change registration fee and define failure to comply respectively; amending section 865.09, Florida Statutes, by adding subsections (6) and (7), providing for removal of names from register; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator McClain—

SB 855—A bill to be entitled An act relating to county school system; amending section 230.23(9)(b), Florida Statutes, authorizing county school board to lease property for school purposes; providing limitations on such lease; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Public Schools and Junior Colleges; Judiciary "B"; and Finance and Taxation.

By Senator McClain—

SB 856—A bill to be entitled An act relating to financing of school buildings by Florida development commission; amending chapter 288, Florida Statutes, by adding section 288.33, providing that upon request of board of public instruction of any county approved by state board of education the development commission may issue its revenue bonds to finance school buildings for lease or purchase by board of public instruction of such county; providing for payment of annual rentals any moneys legally available for school purposes; providing for pledge as rentals any funds appropriated by legislature for school purposes but limiting such pledge to funds as, if and when appropriated; providing that said buildings shall not be abandoned for school purposes until revenue certificates are paid; providing that such revenue bonds shall only be bonds of development commission in its corporate and representative capacity and not bonds of the state or its subdivisions; providing that no approval for said bonds, except that required by the act, shall be necessary except approval by state board of administration and bond review board; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Public Schools and Junior Colleges; Judiciary "B"; and Finance and Taxation.

By Senators Poston, Shevin, Stone, Spencer, Haverfield and Weissenborn—

SB 857—A bill to be entitled An act relating to the revenue bond act of 1953, definitions; amending subsection (4) of section 159.02, Florida Statutes, by adding paragraph (c) defining project; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Weissenborn—

SB 858—A bill to be entitled An act relating to public schools, county boards of public instruction; providing for the purchase of goods, materials, foodstuffs and other commodities, whose price is regulated by the federal government in counties having a seven (7) member board of public instruction, having abolished the office of special tax school district trustees and having an appointive superintendent, at the lowest and best bid, quoting the regulated price plus the lowest additional sum of money per unit above said regulated price; providing an effective date.

Was read the first time by title and referred to the Committees on Rules and Calendar; and Education—Public Schools and Junior Colleges.

By Senator Weissenborn—

SM 859—A memorial to the congress of the United States to provide for the designation of October 12, of each year, as a national holiday known as "Columbus Day."

Was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

By Senators Weissenborn, Stone, Poston, Fincher, Shevin, Haverfield, Hollahan and Spencer—

SB 860—A bill to be entitled An act creating Section 394.015 relating to the establishment and construction of a mental health research and training institute in Dade County, Florida, providing for the authority to accept a grant from the board of county commissioners of Dade County, Florida, for the land of said institute and naming the same, and providing an effective date.

Was read the first time by title and referred to the Committee on Mental Health, Retardation and State Institutions.

By Senators Pope, Edwards, Ott, Knopke, McClain and de la Parte—

SB 861—A bill to be entitled An act designating and naming the Southwest Florida Tuberculosis Hospital as the W. T. Edwards Tuberculosis Hospital; providing an effective date.

Was read the first time by title and referred to the Committee on Mental Health, Retardation and State Institutions.

By Senators Weissenborn and Hollahan—

SB 862—A bill to be entitled An act relating to county depositories; amending section 136.02(1), Florida Statutes, relating to counties having in excess of thirty-two (32) qualified county depositories; providing for depositing of public funds in banks submitting by bid the highest rate of interest for the deposit of such public funds; providing an effective date.

Was read the first time by title and referred to the Committees on Banking, Securities and Loans; and Rules and Calendar.

By Senator Gong—

SB 863—A bill to be entitled An act amending section 101.71, Florida Statutes, by adding subsection (3) thereto; authorizing the location of new polling places in cases of emergency; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Gong—

SB 864—A bill to be entitled An act relating to elections and voting procedure; amending section 101.131(2), Florida Statutes; changing the required period of time for the appointment of poll watchers from five (5) days to fourteen (14) days; providing for an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Gong—

SB 865—A bill to be entitled An act relating to absentee ballots; repealing subsection (6) of section 101.694, Florida Statutes, relating to the availability date of absentee ballots; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Chiles, by two-thirds vote, SB 432 was removed from the Calendar and recommitted to the Committee on Ethics and Privileged Businesses.

On motions by Senator Mathews, by two-thirds vote, SCR 6 was withdrawn from the Committee on Rules and Calendar and from the Senate.

On motion by Senator Mathews, the Committee on Rules and Calendar was granted an additional 10 days for the consideration of Senate Bills 76, 143, 20, 150, 97, 480 and 479; and Senate Joint Resolutions 569 and 31.

On motion by Senator Barrow, the Committee on Judiciary "A" was granted an additional 10 days for the consideration of SB 45.

On motion by Senator Gunter, the Committee on Citrus was granted an additional 15 days for the consideration of SB 203.

On motion by Senator Clayton that a committee be appointed to escort the Honorable Fred Karl, former member of the House of Representatives, to the rostrum, the President Pro Tempore appointed Senators Clayton, Mathews, and Barrow.

The Committee escorted Mr. Karl to the rostrum where he addressed the Senate briefly.

MESSAGE FROM THE GOVERNOR

The Honorable Verle A. Pope
President of the Senate
The Capitol
Tallahassee, Florida

May 8, 1967

Dear Sir:

I have filed in the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1967, same having remained in my office for the full constitutional period of five days and will become law without my approval:

SB 48	SB 61
SB 49	SB 121
SB 50	SB 130

Respectfully,
CLAUDE R. KIRK, JR.
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

SB 494	SB 495
Respectfully, ALLEN MORRIS Clerk, House of Representatives	

The bills, contained in the above message, were ordered enrolled.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representatives Scarborough and others—

HB 1107—A bill to be entitled An act amending section 4 of article I of chapter 3775, Laws of Florida, Acts of 1887, entitled, "An act to establish the municipality of Jacksonville, provide for its government and prescribe its jurisdiction and powers", relating to eligibility to elective office; providing requirements of having been a resident and registered voter for at least one (1) year in Duval county and six (6) months in the city, and also in case of a councilman, for at least six (6) months in the ward sought to be represented, immediately preceding the beginning of the time for qualifying as a candidate for nomination in the primary election for such office, or in case of an appointment to fill a vacancy for such period or periods immediately prior to the time of appointment; providing for the establishment of such qualifications by certificate of the supervisor of registration as a condition precedent to placing a name on the official ballots; repealing chapter 24617, Laws of Florida, Acts of 1947 and conflicting laws; providing an effective date.

Proof of Publication attached.

By Representative Land and others—

HB 1108—A bill to be entitled An act relating to the lake conway water and navigation control district; amending section 1, chapter 59-1649, Special Acts, 1959, so as to re-define the boundaries of said district to include privately owned land abutting lake gatlin in Orange County, Florida; severability clause; repealing clause; effective date clause.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 1107.

Evidence of notice and publication was established by the Senate as to HB 1108.

House Bills 1107 and 1108, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representatives Pratt and Gallen—

HB 937—A bill to be entitled An act relating to Manatee County; amending Section 1 of Chapter 61-1313, Laws of Florida, General Laws of 1961; providing for the payment of mileage expenses to the County Commissioners of Manatee County for travel on official business within said county; ratifying such payments heretofore made; providing an effective date.

Proof of Publication attached.

By Representative Humphrey and others—

HB 1028—A bill to be entitled An act relating to water catchment lands owned by the city of West Palm Beach; preservation of said lands for public water supply purposes; prohibiting the sale or lease of said lands or any part thereof and requiring the city of West Palm Beach to retain full ownership and control of said lands in perpetuity for public water supply purposes and for other uses by the public not inconsistent with water supply purposes; prohibiting amendment to this act unless and until amendment is approved through referendum of a majority vote of the qualified electors of the city of West Palm Beach participating in such election; providing a severability clause; repealing all laws in conflict; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 937.

Evidence of notice and publication was established by the Senate as to HB 1028.

House Bills 937 and 1028, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Fleece and others—

HB 1113—A bill to be entitled An act amending Section 4 of Chapter 57-1462, Laws of Florida, 1957, being the Charter of

the Town of Kenneth City, Florida; authorizing and providing the method for the payment of salaries to the mayor and councilmen of said town; providing limitations thereon; and providing an effective date.

Proof of Publication attached.

By Representative J. Martinez—

HB 1138—A bill to be entitled An act relating to the town of Davie; amending section 15 of the town charter, chapter 61-2056, Laws of Florida, Special Acts 1961, by providing police officers of the town with the power to pursue a violator of any ordinance of the town across and beyond the town limits to any point in Broward county for the purpose of apprehending or arresting said violator; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 1113.

Evidence of notice and publication was established by the Senate as to HB 1138.

House Bills 1113 and 1138, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Brantley and others—

HB 1110—A bill to be entitled An act affecting the government of the city of Jacksonville; relating to removal of elective city officials who wilfully refuse or fail to appear, or wilfully refuse to execute waivers of immunity or to answer questions in inquiries by grand juries on matters pertaining to the performance of their official duties; declaring such conduct to be incompatible with the right to continue to hold office; providing the method for removal of such officers and filling vacancies caused by such removal; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 1110.

HB 1110, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Reedy and others—

HB 543—A bill to be entitled An act authorizing Lake County to impose and collect an additional sum for the issuance of fishing licenses in Lake County, to be used solely for the purpose of improving the sport fish life in lakes in Lake County; and providing an effective date.

Proof of Publication attached.

By Representative Shadley and others—

HB 862—A bill to be entitled An act relating to the introduction of public hearings under the state school code in Orange

county; authorizing discretionary adoption of certain public hearing procedures by resolution of the county board of public instruction of Orange county; designating the state administrative adjudication procedure (F.S.A. § 120.20-28) as the source from which procedures may be adopted; authorizing the use of subpoena powers and hearing examiners; providing for conflict with the state school code; providing effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 543.

Evidence of notice and publication was established by the Senate as to HB 862.

House Bills 543 and 862, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Poorbaugh and others—

HB 1034—A bill to be entitled An act relating to the Town of Gulf Stream, Palm Beach County, Florida, amending chapter 22306, special laws of Florida, acts of 1943, same being the charter of said town, by adding a section to be designated section 3-a, to article V, empowering every police officer of the Town of Gulf Stream, Florida, to pursue across and beyond the corporate limits to any point in Palm Beach County, and arrest without a warrant, any person who has committed a violation of the town ordinances within the corporate limits, provided the violation is committed in the presence of the police officer and pursuit of the alleged violator is continuous and is made immediately thereafter; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 1034.

HB 1034, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative De Young and others—

HB 1029—A bill to be entitled An act establishing the West Palm Beach Downtown Development Authority as body corporate and designating its functions as municipal; delineating the boundaries of the downtown area; prescribing the number, qualifications, term, and methods of appointment and removal of members; providing for filling vacancies in office, for service without compensation, for reimbursement of expenses, for bonding, and for personal liability in certain instances; providing for bylaws and internal governance of the Authority; prescribing its functions and powers, including powers to acquire, own, lease, and dispose of property, to request the City of West Palm Beach to exercise its eminent domain power for the benefit of the Authority, to issue, sell, and provide security for revenue certificates, to borrow on short term, to fix, regulate, and collect rates and charges, to maintain offices, to employ and prescribe the duties, authority, tenure, compensation, and ex-

pense reimbursement of a director and other staff, and to exercise all necessary incidental powers; levying in each fiscal year an ad valorem property tax of one mill to finance Authority operations; providing for assessment and collection thereof by the City; subject to compensation to it for services rendered to the Authority; requiring maintenance of records, budget and fiscal control; forbidding participation on behalf of the Authority by personnel financially interested in the matter involved; exempting Authority property from taxation to the extent of City property exemption; providing for succession by the City to the property and certain functions of the Authority if it ceases to exist or operate; regulating issuance of Authority revenue certificates; prescribing scope of this Act; and providing for its liberal construction, severability and effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 1029.

HB 1029, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Grange and others—

HB 390—A bill to be entitled An act amending section 1, chapter 63-250, Laws of Florida, Acts of 1963, relating to tax assessments and sales by adding subparagraph (8) to section 193.021, Florida Statutes; providing an additional factor for the just valuation of real property.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 390, contained in the above message, was read the first time by title and referred to the Committee on Finance and Taxation.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed, as amended—

By Representative Crabtree—

HB 16—A bill to be entitled An act relating to the terms of office of county commissioners and members of the county school boards; amending section 100.041(2) and (3), Florida Statutes, providing that the terms of office of county commissioners and county school board members shall begin on the Tuesday two weeks following the general election; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 16, contained in the above message, was read the first time by title and referred to the Committee on Urban Affairs and Local Government.

The Honorable Verle A. Pope
President of the Senate

May 8, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Mattox and others—

HB 442—A bill to be entitled An act relating to citrus; amending section 601.152, Florida Statutes, concerning special campaigns of advertising and sales promotion or market and product research and development, authorizing special campaigns of advertising and sales promotion to include brand advertising rebate promotions, relating to time during which funds may be expended, procedure for amendments, imposition of assessments, and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 442, contained in the above message, was read the first time by title. On motion by Senator Gunter, the rules were waived and the bill was placed on the Calendar.

The Honorable Verle A. Pope
President of the Senate

May 5, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed, as amended—

By the Committee on Public Roads & Highways—

CS for HB 1—A bill to be entitled An act relating to taxes on gasoline and like products; amending section 208.44(3), Florida Statutes, changing the distribution formula for seventh cent tax; providing for distribution of all Federal funds and any other funds required by any authority to be distributed to the various county secondary funds in accordance with the same formula; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1, contained in the above message, was read the first time by title and referred to the Committees on Public Roads and Highways; and Finance and Taxation.

The Honorable Verle A. Pope
President of the Senate

May 8, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed, as amended—

By Representative Mattox and others—

HB 428—A bill to be entitled An act relating to citrus; amending section 601.12, Florida Statutes, by providing that the effective date of the rules, regulations, and orders promulgated by the commission shall not be stayed by the filing with the commission of written protest; and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 428, contained in the above message, was read the first time by title and referred to the Committee on Judiciary "B".

The Honorable Verle A. Pope
President of the Senate

May 8, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative McDonald and others—

HCR 1331—A concurrent resolution expressing regret over the passing of the Honorable Hal Chaires of Dixie County.

WHEREAS, Hal Chaires served astutely and with distinction in the House of Representatives on behalf of the people of Dixie County and of the State of Florida for six consecutive sessions, and

WHEREAS, Hal Chaires, during his long and energetic service as a Member of the House, was recognized as the legislative authority on the subject of highway safety and through his membership on numerous House Committees and on the Legislative Council was instrumental in the formulation of progressive legislation for all of Florida, and,

WHEREAS, Hal Chaires, "The Man from Dixie," was born at Old Town, August 10, 1908, and spent his life in his beloved Dixie County. Ever a devoted public servant, he served his community as a School Trustee and served as the first member of the State Livestock Sanitary Board from the Eighth Congressional District, as well as serving as President of the Dixie County Farm Bureau and as a Director of the Florida Farm Bureau Federation. As a student at the University of Florida he was active in campus affairs and was a member of Phi Kappa Tau.

WHEREAS, it is deemed fitting and appropriate that the House of Representatives commemorate the death of Hal Chaires and pay tribute to his memory, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

THAT the House of Representatives does hereby express deep sorrow on his passing and does hereby formally record this expression of regret.

BE IT FURTHER RESOLVED that a copy of this Resolution signed by the Speaker and attested to by the Clerk of the House of Representatives and by the President and Secretary of the Senate be forwarded to the family of our departed friend.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 1331, contained in the above message, was read the first time in full.

Senators Horne, Mathews, Cross, Chiles, Askew, Edwards, Weissenborn and Pope each in turn arose and paid tribute to the memory of the late Honorable Hal Chaires.

On motion by Senator Horne, the rules were waived and HCR 1331 was read the second time by title, unanimously adopted, and certified to the House.

The Honorable Verle A. Pope
President of the Senate

May 8, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Craig and others—

HCR 1359—A concurrent resolution commemorating the passing of the Honorable F. Charles Usina of St. Johns County.

WHEREAS, F. Charles Usina, a devoted, effective and dedicated servant of the people of Florida, departed this life on May 31, 1966, and

WHEREAS, F. Charles Usina served as a member of the House of Representatives from St. Johns County, for twenty (20) years, being one of the great leaders of our state during its period of greatest progress and growth, and

WHEREAS, above all else, F. Charles Usina was a champion of the poor, the unfortunate, and the handicapped, and his service to us was star-studded with tremendous sacrifice and effort to help those less fortunate than we, and

WHEREAS, F. Charles Usina became a member of the Board of Trustees for the Florida School for the Deaf and the Blind, and vigorously served the children of that School, NOW THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That the Legislature of Florida does hereby commend the family of F. Charles Usina in his name, for the tireless, oft-times thankless, and above all, honorable service to mankind

through his talents as an elected and appointed official of the government of Florida.

BE IT FURTHER RESOLVED that each citizen of Florida does hereby express the thoughts and prayers of those who knew and loved F. Charles Usina in the fervent hope that all of our elected officials and public servants can and will serve Florida with the same zeal, dignity, and honor which marked his stay on this earth.

BE IT FURTHER RESOLVED that as a small token of recognition for F. Charles Usina's service, the Legislature does hereby designate the name of the stadium to be constructed at the Florida School for the Deaf and the Blind to be the "F. CHARLES USINA MEMORIAL FIELD AND TRACK."

BE IT FURTHER RESOLVED that a copy of this Resolution signed by the Speaker and attested to by the Clerk of the House of Representatives and by the President and Secretary of the Senate be forwarded to the family of our departed friend.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 1359, contained in the above message, was read the first time in full.

Senators Pope, Cross, Mathews, Slade and Edwards each in turn arose and paid tribute to the memory of the late Honorable F. Charles Usina.

On motion by Senator Pope, the rules were waived and HCR 1359 was read the second time by title, unanimously adopted, and certified to the House.

The Honorable Verle A. Pope
President of the Senate

May 8, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Wells and others—

HCR 1330—A concurrent resolution expressing regret on the passing of the Honorable George G. Stone of Escambia County.

WHEREAS, the House of Representatives lays aside its business to pay tribute to the memory of a departed comrade, the Honorable George G. Stone. We do this with mingled feelings of sadness and joy; sadness because of our deep feeling of loss in not having him with us in body; joy in having the inspiration for patriotic public service which he left as our heritage; and

WHEREAS, George Stone was born at Atmore, Alabama, on April 19, 1923, but he lived practically all his life in Florida. He performed with distinction whatever he undertook. He was an outstanding alumnus of the University of Florida, receiving his BSA in 1947. He was with the U.S. Army Combat Infantry in World War II, earning the Combat Infantry Badge and three battle stars. In his profession of teaching he was selected as one of five outstanding teachers of conservation in the state. He was elected to five terms in the House commencing in 1957, and was Speaker pro Tempore in the 1961 session. He was chosen unanimously on April 9, 1965, to serve as Speaker of the 1967 House. On April 1, 1966, Mr. Stone was killed in an automobile accident near Pensacola. His high ideals, his unimpeachable integrity, his outstanding ability, his intense devotion to progressive, unselfish public service well marked the measure of his stature. So he is not gone. The light he gave now shines and will always shine for Florida as a beacon of inspiration for all posterity, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

THAT the Legislature does hereby express its deepest regret on the passing of our beloved friend and former member of the House of Representatives, George G. Stone.

BE IT FURTHER RESOLVED that a copy of this resolution thereof signed by the Speaker and attested to by the Clerk of the House of Representatives and by the President and the Secretary of the Senate be forwarded to the family of our departed friend.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 1330, contained in the above message, was read the first time in full.

Senators Askew, de la Parte, Friday, Griffin, Chiles, Broxson, Edwards and Boyd each in turn eulogized the late Honorable George G. Stone.

On motion by Senator Askew, the rules were waived and HCR 1330 was read the second time by title, unanimously adopted, and certified to the House.

Senator Barron, the presiding officer, paid tribute to the late Hal Chaires, F. Charles Usina and George G. Stone, recognized the members of the respective families who were present in the Chamber, and upon his request the Senate stood in a moment of silent prayer in memoriam.

Unanimous consent was granted Senator Pope to take up out of order—

HB 446—A bill to be entitled An act relating to oyster conservation in St. Johns County, Florida; regulating the transportation of oysters while still in the shell; providing an exception for private consumption; providing that violation is a misdemeanor, and providing time for taking effect.

On motion by Senator Pope, the rules were waived and HB 446 was read the second time by title.

Senator Pope offered the following amendment which was adopted:

At the end of Section 1, page 1, change period to semicolon and add:

except that the Director of Conservation may, when he is convinced that the conservation of oysters will thereby be served, issue permits for inter-county transport of oysters in the shell, from, through and out of St. Johns county.

On motion by Senator Pope, the rules were waived and HB 446 as amended was read the third time in full and passed. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Sayler	

The bill as amended was certified to the House.

Unanimous consent was granted Senator Pope to take up out of order—

HB 447—A bill to be entitled An act relating to justice of the peace courts having trial jurisdiction in any county having a population of not less than thirty thousand (30,000) and not more than thirty-five thousand (35,000), according to the latest official decennial census; providing for fees and maximum compensation; providing an effective date.

On motion by Senator Pope, the rules were waived and HB 447 was read the second time by title.

Senator Pope offered the following amendment which was adopted:

Strike: Sections 1 and 2 in their entirety and insert the following: Section 1. In each county of the state having a population of not less than thirty thousand (30,000) nor more than thirty-two thousand (32,000) by the latest statewide decennial census, the board of county commissioners of such county may authorize justices of the peace in said county, having trial jurisdiction of misdemeanors committed in their respective districts punishable by no more than five hundred dollars (\$500.00) fine or six (6) months imprisonment, or both, to be paid fees for all

services to be performed by them not to exceed the sum of ten dollars (\$10.00) for each defendant. Any fee authorized by the board of county commissioners shall be deemed earned upon the institution of proceedings and shall be paid by the board of county commissioners without regard to the disposition of the proceedings when billed for by the justice of the peace. Section 2. The board of county commissioners in each such county may authorize each justice of the peace of each district in which the compensation for official duties is paid wholly or partly by fees or commissions, to receive an annual compensation not to exceed nine thousand dollars (\$9,000.00) to be paid per annum from the income of the office in each district.

Senator Pope also offered the following amendment which was adopted:

Strike: from the title of the bill "and not more than thirty-five thousand (35,000), according to the latest official decennial census; providing for fees and maximum compensation; providing an effective date." and insert the following: and not more than thirty-two thousand (32,000) according to the latest official decennial census; authorizing the board of county commissioners of each such county to fix the amount of the fees and compensation to be paid; providing an effective date.

On motion by Senator Pope, the rules were waived and HB 447 as amended was read the third time in full and passed. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

The bill as amended was certified to the House.

Unanimous consent was granted Senator Plante to take up out of order—

HB 878—A bill to be entitled An act relating to the salaries and mileage allowances for members of the board of public instruction in all counties having a population of more than 114,900 and less than 119,900 according to the federal census of 1950; repealing chapter 57-675, Laws of Florida providing for salaries and mileage allowances for the members of the board of public instruction of all counties of the state of Florida having a population of more than 114,900 and less than 119,900 according to the Federal census of 1950; providing an effective date.

On motions by Senator Plante, the rules were waived and HB 878 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

The bill was certified to the House.

SENATE BILLS ON SECOND READING

Consideration of Senate Bills 361, 155, 538 and 541 was deferred, the bills retaining their places on the Calendar.

Senator Mathews presiding.

SB 575—A bill to be entitled An act relating to the insur-

ance code; amending subsection (3) of section 626.221, section 626.0216, part VI of chapter 626 by adding sections 626.04071 and 626.05072, and subsection (2) of section 627.0404, Florida Statutes; providing exemption from examination of certain applicants for license as life insurance agent, extending reciprocal nonresident life insurance agent license privilege to residents of Canada; and providing an effective date.

Was taken up. On motions by Senator Barron, the rules were waived and SB 575 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

The bill was certified to the House.

SB 579—A bill to be entitled An act relating to the insurance code; amending part VI of chapter 626, Florida Statutes, by adding sections 626.05071 and 626.05072, Florida Statutes, relating to unauthorized insurers; subjecting unauthorized insurers to the jurisdiction of the insurance commissioner; providing method of substitute service; imposing a penalty; and providing an effective date.

Was taken up. On motions by Senator Barron, the rules were waived and SB 579 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

The bill was certified to the House.

SB 583—A bill to be entitled An act relating to the insurance code; amending subsection (2) of section 627.0404, Florida Statutes, relating to trustee group life insurance by removing the restriction that an individual proprietor or partner must have five (5) or more full time employees other than his parents, spouse, or children to participate in a trustee group; and providing an effective date.

Was taken up. On motions by Senator Barron, the rules were waived and SB 583 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—45

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stone
Bell	Friday	Mathews	Thomas
Boyd	Gibson	O'Grady	Weber
Broxson	Gong	Ott	Weissenborn
Chiles	Griffin	Plante	Wilson
Clayton	Gunter	Poston	
Cross	Haverfield	Reuter	
Deeb	Henderson	Saylor	

Nays—2

Stolzenburg Young

The bill was certified to the House.

The President presiding.

SB 348—A bill to be entitled An act relating to cruelty to animals; amending chapter 828, Florida Statutes, by adding section 828.161, prohibiting the artificial coloring of certain animals and fowls; prohibiting the giving away of certain animals or fowls under a certain age as pets, toys or otherwise; making violation a misdemeanor; providing an effective date.

Was taken up. On motion by Senator Griffin, the rules were waived and SB 348 was read the second time by title.

The Committee on Judiciary "A" offered the following amendment which was adopted on motion by Senator Griffin:

In Section 1, Sub-section 2, line 21, page 1, strike "or give away" and insert the following:

or give away as merchandising premiums.

The Committee on Judiciary "A" also offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2, page 2, strike entire Section 2 and insert the following: Section 2. This act shall take effect September 1, 1967.

On motion by Senator Griffin, the rules were waived and SB 348 as amended was read the third time in full and passed. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Hollahan	Shevin
Askew	Edwards	Horne	Slade
Bafalis	Elrod	Johnson	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	

The bill was ordered engrossed.

SB 360—A bill to be entitled An act relating to cruelty to animals; amending chapter 828, Florida Statutes, by adding section 828.131, making it unlawful to harbor a lost or stray animal after a certain period; providing a penalty; providing an effective date.

Was taken up. On motion by Senator Griffin, the rules were waived and SB 360 was read the second time by title.

The Committee on Judiciary "A" offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2, page 1, strike: entire Section 2 and insert the following: Section 2. This act shall take effect September 1, 1967.

On motion by Senator Griffin, the rules were waived and SB 360 as amended was read the third time in full and passed. The vote was:

Yeas—44

Mr. President	Clayton	Fisher	Hollahan
Askew	Cross	Gibson	Horne
Barron	Deeb	Gong	Johnson
Barrow	de la Parte	Griffin	Lane
Bell	Edwards	Gunter	McClain
Broxson	Elrod	Haverfield	Mathews
Chiles	Fincher	Henderson	O'Grady

Ott	Saylor	Stockton	Weber
Plante	Shevin	Stolzenburg	Weissenborn
Poston	Slade	Stone	Wilson
Reuter	Spencer	Thomas	Young

Nays—3

Bafalis Boyd Friday

The bill was ordered engrossed.

SB 397—A bill to be entitled An act providing for right of surface owners of real property who do not own all sub-surface rights by drilling, exploring and prospecting to determine the value of all minerals except oil, gas, and sulphur, on or under said real property without being liable to the owners of sub-surface rights.

Was taken up. On motion by Senator Griffin, the rules were waived and SB 397 was read the second time by title.

The Committee on Judiciary "A" offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2, page 1, strike: entire Section 2 and insert the following: Section 2. This act shall take effect September 1, 1967.

The Committee on Judiciary "A" also offered the following amendment which was adopted on motion by Senator Griffin:

In title, line 7, page 1, strike the period (.) and insert the following: ;providing an effective date.

On motion by Senator Mathews, the rules were waived and time of adjournment was extended until final action on SB 397.

On motion by Senator Griffin, the rules were waived and SB 397 as amended was read the third time in full and passed. The vote was:

Yeas—46

Mr. President	Edwards	Horne	Slade
Askew	Elrod	Johnson	Spencer
Bafalis	Fincher	Lane	Stockton
Barron	Fisher	McClain	Stolzenburg
Barrow	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Haverfield	Reuter	Young
Deeb	Henderson	Saylor	
de la Parte	Hollahan	Shevin	

Nays—1

Bell

The bill was ordered engrossed.

On motion by Senator Friday, the House was requested to return HB 77 as amended.

CO-INTRODUCERS

By permission, Senators de la Parte, Gunter and Fincher were recorded as co-introducers of SB 432.

By permission, Senator Barrow was recorded as a co-introducer of Senate Bills 542 and 190.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 1:08 p.m. to reconvene at 11:00 a.m., May 9, 1967.

REGISTRATIONS UNDER SENATE RULE TWELVE FROM MAY 1 THROUGH MAY 5

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Duration of Representation</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Alsworth, Emerson 6020 Banyan Terrace Ft. Lauderdale	Joseph G. Flanigan Sea Ranch Lakes Florida	Session	Retail liquor legislation	None
Apte, Marvin 1657 NW 17th Avenue Miami	International Brotherhood of Electrical Workers Same address	Session	Any legislation affecting labor	None
Bacon, Adrian S. 524 Fla. National Bank Bldg. St. Petersburg	Walter P. Fuller and real property St. Petersburg	Session	Any legislation involving his property	None
Baskin, Hamden H., Sr. 1210 Jackson Road Clearwater	Self	Session	Any legislation involving real property	None
Beasley, Clifford C. 1938 W. University Ave. Gainesville	Certified Public Accountant Profession Same address	Session	Any legislation pertaining to CPA profession	None
Breeze, Louise 250 W. Reading Way Winter Park	Orange County School Board Same address	Session	Public education	None
Brock, Richard N. 1924 Golf Terrace Tallahassee	Fla. Development Commission Tallahassee	Session	Any legislation affecting Development Commission	None
Brockmann, Robert M. 5221 SW 6th Street Miami	Veterans of Foreign Wars, Dept. of Florida Ocala	Session	Veterans legislation	None
Burkhead, James Edward 921 W. 51st Place Hialeah	All Florida Trucking Assn. 6767 NW 74th Avenue Miami	Session	SB 363, HB 522	None
Burwell, John S. 717 SW 12th Avenue Ft. Lauderdale	Gulf Stream Park Race Track Hallandale	Session	General legislation pertaining to horse racing	None
Chapman, Joe 2315 Spoonwood Drive Tallahassee	Florida Installment Land Service Tampa	Session	Installment lands sales bill	None
Coggins, Louie S. 1927 W. Flagler St. Miami	National Electrical Contractors Assn. Same address	Session	Any legislation affecting labor	None
Coutcher, Dr. Frank W. Box 308 Mango	Fla. Academy of Naturopathic Medicine, Inc. Same address	Session	Any legislation affecting naturopathic medicine	None
DeWolf, Thomas B. 7800 SW 78th St. Miami	Seadade Industry, Inc. 600 Brickell Avenue Miami	Session	Sale of submerged land	None
Daniels, Dan 1500 NE 131st St. North Miami	Independent Electrical Contractors Same address	Session	Any legislation affecting labor	None
Evans, Lloyd F. 2831 NE 33rd St. Light House Point	Fla. Waterworks Assn. Box 786 Winter Park	Permanent	Any bills affecting water and sewer industry	None
Fishback, G. B. 170 E. Washington St. Orlando	ABC Liquors, Inc. 111 W. Jefferson St. Orlando	Present Session	Florida Beverage Law	None
Fowler, Nina 2452 SW 5th St. Miami	Retired Teachers Assn. FEA Tallahassee	Session	Legislation concerning retired teachers	None
Greenfield, Patricia 2106 Chuli Nene Tallahassee	Self	Session	Animal related legislation	None
Hall, J. Lewis, Jr. 1005 Piedmont Dr. Tallahassee	Fla. Bar Tallahassee	Session	Bill relating to Florida Bar	None
	American Insurance Assn. New York City	Session	Relating to insurance	None

**REGISTRATIONS UNDER SENATE RULE TWELVE
FROM MAY 1 THROUGH MAY 5—(Continued)**

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Duration of Representation</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Hall, J. Lewis, Jr. 1005 Piedmont Dr. Tallahassee	Fla. Realtors Assn. Tallahassee	Session	Relating to real estate	None
	Fla. Optometric Assn. Tallahassee	Session	Relating to eyesight	None
Hamilton, Dr. Robert D. 3410 E. Lake Ave. Tampa	Fla. Academy of Naturopathic Medicine, Inc. Box 308, Mango	Session	Any legislation affecting naturopathic medicine	None
Helland, Ralph E. 7202 E. Broadway Tampa	Fla. Academy of Naturopathic Medicine, Inc. Box 308, Mango	Session	Any legislation affecting naturopathic medicine	None
Horenbein, Barry Box 648 Tallahassee	Fla. Consultants, Inc. 310 S. Monroe Tallahassee	Session	Racing legislation	None
	Minn. Mining and Mfg. Co. St. Paul, Minn.	Session	Safety legislation	None
	Remington Rand Company New York	Session	General legislation	None
Hostetler, Dallas L. 840 Via Lombardy Winter Park	Fla. Waterworks Assn. Winter Park	Permanent	Investor owned water and sewer utility legislation	None
Jacks, Mrs. Margaret H. 2818 Lydia Street Jacksonville	State Department of Public Welfare Box 2050 Jacksonville	Session	General welfare	None
Jones, Kenneth D. 6102 Queens Way Madison	Cuna Mutual Insurance Society	Session	Credit union and insurance	None
Johnston, Thomas W. Caldwell Building Tallahassee	Fla. Industrial Commission Same address	Session	Any legislation relating to Fla. Industrial Commission	None
Kenny, James 1626 Dade County Courthouse Miami	Dade County Same address	Session	All legislation affecting Dade County	None
Knight, W. T. "Tommy" Carlton Building Tallahassee	State Fire Marshal's Office	Session	General legislation	None
Luckey, Alice B. 4207 Beach Park Dr. Tampa	Fla. School Food Service Assn. North Monroe Tallahassee	Session	All school food service legislation	None
McKee, James C., N.D. 1419 ChiChester Ave. Orlando	Fla. Academy of Naturopathic Medicine Same address	Session	Naturopathic Medicine	None
Meirose, Leo H. 6271 NW 16th Place Ft. Lauderdale	Florida Library Assn. Same address	Session	Matters pertaining to libraries	None
Merritt, Richard H. Box 985 Pensacola	Pensacola Liquor Dist. Pensacola	Session	SB 194 & related bills	None
	Lawyers Title Guaranty Fund, Orlando	Session	All title insurance	None
Mincey, Floyd E. 110 SE 6th St. Ft. Lauderdale	United Bonding Insurance Co. Same address	Session	SB 426	None
Moran, Al 1041 Blount St. Tallahassee	Independent Garage Owners of Florida Box 8814, Orlando	Session	Motor vehicles traffic safety legislation	None
Moss, Joseph R. 1212 Cypress Lane Cocoa	Brevard League of Municipalities 434 Delannoy Ave. Cocoa	Session	Any legislation affecting cities of Brevard County	None
Murray, Mrs. Margaret C. 513 E. Anderson St. Orlando	Self Same address	Session	Local govt. & education	None

**REGISTRATIONS UNDER SENATE RULE TWELVE
FROM MAY 1 THROUGH MAY 5—(Continued)**

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Duration of Representation</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Nearing, Harry M. 528 Spring Forest Ave. Jacksonville	Supervisors of Elections Courthouse Jacksonville	Session	Elections & local govt.	None
Oglesby, R. R. 2917 Ivanhoe Rd. Tallahassee	Fla. Conference of Amer. Assn. of University Professors Same address	Session	Appropriations for higher education or any bills affecting reorganization	None
Onett, George L. 100 Bicayne Bvd. Miami	Tropical Park, Inc. Miami	Session	Pari Mutuel & horse race legislation	None
Osterman, Howard C. 6488 NW 14th Court Margate	Fla. Waterworks Assn. Box 786 Winter Park	Permanent	Water & sewer industry	None
Padrick, Robert W. Box 378 Ft. Pierce	Central & Southern Fla. Flood Control District Same address	Session	Water conservation & flood control	None
Pitts, Ben Box 5000 Tallahassee	Fla. Electric Cooperatives Association Same address	Session	Legislation affecting utilities	None
Pope, Melvin L., Jr. 300 W. Tennessee Tallahassee	Fla. State Assn. of Life Underwriters Same address	Session	Life insurance	None
Robertson, Alberta N. 172 Cherokee St. Miami Springs	Dept. of Fla. Disabled Veterans Same address	Session	Veterans legislation	None
Rogers, Cecil G. Fla. State Employees Assn. Hollywood	Fla. State Employees Assn. Same address	Permanent	State employees	None
Ross, Herbert A. 4900 SW 80th St. Miami	Fla. Waterworks Assn. Box 786 Winter Park	Permanent	Water & sewer industry	None
Rumpel, George H. 1171 Beach Blvd. Jacksonville Beach	Fla. School Board Assns. Same address	Session	Education	None
Scarborough, Marion N. 7117 Crane Ave. Jacksonville	Fla. Assn. on Children under six, Same address	Session	Fla. Child Care Facilities & Licensing Bill	None
	Duval Children's Nursery Assn. Same address	Session	Fla. Child Care Facilities & Licensing Bill	None
	Self		Same as above	None
Sizemore, P. K. 1657 NW 17th Ave. Miami	IBEW—International Brotherhood of Electrical Workers, Local Union 349	Session	Labor	None
Smith, C. Ray 1725 1st Ave., North St. Petersburg	Pinellas County Wholesale Liquor Dealers Assn. St. Petersburg	Session	Interests of Pinellas Co. wholesale liquor dealers Assn.	None
Smith, Edward Mrs. One Ocean Lane Drive Key Biscayne	League of Women Voters of Fla., 5201 Lakeview Ave. South St. Petersburg	Session	Merit system, education, taxes, apportionment, constitutional revision, water, local govt.	None
Smith, R. Bob 1301 Southwest First St. Miami	Arthur Andersen & Co. Chicago, Illinois	Session	National CPA firms	None
	Arthur Young & Co.; Peat, Marwick, Mitchell & Co.; Price Waterhouse New York, N. Y.	Session	National CPA firms	None
	Lybrand, Ross Bros. & Montgomery; Touche Ross, Bailey & Smart New York, N. Y.	Session	National CPA firms	None
Smith, William C. 1248 Burtwood Dr. Ft. Myers	Lee County Bank Ft. Myers	Permanent	Banking	None
Snow, H. M. 30 Wall St. Orlando	Prudence Mutual Insurance Company Same address	Session	SB 426	None

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FROM MAY 1 THROUGH MAY 5—(Continued)**

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Spencer, Arnold Box 516 Rockledge	Governor's Office Tallahassee	Session	•Governor's legislative program	None
Stauffer, Carl 1906 Sharon Rd. Tallahassee	Fla. Sheriff's Assn. Tallahassee	Permanent	Law enforcement	None
Stewart, Grace H. Mrs. 227 Park St. Jacksonville	Dept. of Public Welfare Same address	Session	Welfare	None
Terry, Mrs. George, Jr. 713 South Delaney Orlando	Individual	Session	General	None
Ward, Carl Fla. Military School DeLand	Fish Testamentary Trust Same address	Session	Any legislation affecting Fish Testamentary Trust	None
West, James P. 736 N. Blvd. DeLand	Bert Fish Testamentary Trust DeLand	Session	Bert Fish Testamentary Trust	None
Whiteacre, Charles A. 801 W. 49th St. Hialeah	Veterans of Foreign Wars, Dept. of Fla. Ocala	Session	Veterans legislation	None
Winegeart, Lamar, Jr. 520 Bay St. Jacksonville	Council of Juvenile Court Judges Brooksville Attorney General State of Fla. Capitol Bldg. Tallahassee	Session	Juvenile court legislation	None
Wright, Wilson W. Capitol Bldg. Tallahassee		Session	Elections & Local Govt.	None